

05-13-04



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/749,099	12/30/2003	Dan M. Mihai	EIS-5909F (1417G P 982)

FRANCIS C. KOWALIK, ESQ.  
 BAXTER INTERNATIONAL INC.  
 Corporate Counsel, Law Department  
 One Baxter Parkway, DF3-2E  
 Deerfield, IL 60015



CONFIRMATION NO. 3169

## FORMALITIES LETTER



\*OC000000012111410\*

Date Mailed: 03/16/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

05/14/2004 HVUONG1 00000038 10749099

FILED UNDER 37 CFR 1.53(b)

01 FC:1051	130.00 OP
02 FC:1001	770.00 OP
03 FC:1201	86.00 OP
04 FC:1202	144.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 54: too dark - unreadable text.

The applicant needs to satisfy supplemental fees problems indicated below.

**DOCKETED**

RECEIVED TIME MAR. 31. 10:56AM

2:00 2.23.04

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$230 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1130 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$230
  - \$86 for 1 Independent claims over 3.
  - \$144 for 8 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

P. Phuong

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Attorney Docket No. EIS-5909F (1417GP982)

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re U.S. Patent Application of:  
Dan M. Mihai et al.

Application No. 10/749,099  
Confirmation No. 3169  
Filed: December 30, 2003

For: SEPARATION OF VALIDATED INFORMATION  
AND FUNCTIONS IN A HEALTHCARE SYSTEM

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) Examiner: Unassigned  
)  
) Group Art Unit: 3623  
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)  
)

Mail Stop Missing Parts  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Application mailed March 16, 2004,  
Applicants enclose the following:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Copy of the original executed Declaration and Power of Attorney;
3. Check No. 20720 in the amount of \$1130.00 for the following:

(a) Statutory basic filing fee	770.00
(b) Late oath or declaration surcharge	130.00
(c) Additional claims fee	<u>230.00</u>
Total:	\$1130.00
4. Second Preliminary Amendment;
5. Transmittal of Formal Drawings; and,
6. 59 sheets of Formal Drawings, Figs. 1-69.

The filing fee has been calculated as shown below:

			Small Entity		or	Other Than A Small Entity	
For:	No. Filed	No. Extra	Rate	Fee		Rate	Fee
Basic Fee				\$	or		\$770
Total Claims	28 - 20 =	8	x 9 =	\$	or	x 18 =	\$144
Indep. Claims	4 - 3 =	1	x 43 =	\$	or	x 86 =	\$ 86
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			x145 =		or	x 290 =	\$
			Total	\$	or	Total	\$1000

The Commissioner is hereby authorized to charge any payment deficiencies with regard to the above-identified Application or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

Respectfully submitted,

Dated: 5/12/04

By: James P. Muraff  
James P. Muraff, Reg. No. 39,785  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6630  
312.554.3300

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**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

Express Mail Label No. EV 443467683 US

Date of Deposit: May 12, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

Gillian Gardner  
Gillian Gardner (200404)

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**TRANSMITTAL OF FORMAL DRAWINGS**

Dear Sir:

Pursuant to the Notice to File Missing Parts of Application mailed March 16, 2004,  
enclosed please find 59 sheets of formal drawings containing Figures 1 through 69 for the above-  
referenced Application.

Respectfully submitted,

Date: 5/12/2004By: James P. Muraff

James P. Muraff, Reg. No. 39,785  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6630  
312.554.3300  
Attorney for Applicants

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Gillian Gardner  
Gillian Gardner (200408)